



Board of Health Professions Regulatory Research Committee

Public Hearing on the Evaluation of Chiropractors' Competency to Conduct Physical Examinations for Commercial Drivers' Licensure

June 28, 2016

10:00 a.m. - Board Room 2

9960 Mayland Dr, Henrico, VA 23233

In Attendance

Barbara Allison-Bryan, MD, Board of Medicine
Martha S. Perry, MS, Citizen Member
Jacquelyn M. Tyler, RN, Citizen Member
J. Paul Welch, II, Board of Funeral Directors and Embalmers
James Wells, RPh, Citizen Member - CHAIR

Absent

All members in attendance

DHP Staff

David E. Brown, DC, Director DHP
Lisa R. Hahn, MPA, Chief Deputy Director DHP
Elaine Yeatts, Senior Policy Analyst DHP
Yetty Shobo, Ph.D., Deputy Executive Director BHP
Laura L. Jackson, Operations Manager BHP

Emergency Egress

Dr. Shobo

Observers

Chris Perron

Speakers

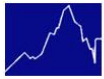
David B. Dolberg, DC
Bruce Keeney
Thomas Wetzen, DC
Craig Little
Brad Robinson, DC
Len Bundick, DC
Joe Foley, DC
W. Scott Johnson
Michael Megehee, DC
Bo Keeney

Call to Order

Chair item: Mr. Wells

Time 10:01 a.m.

Quorum Established



Staff Briefing

Presenter Dr. Shobo on behalf of Dr. Carter

Discussion

Dr. Shobo provided a PowerPoint presentation prepared by Dr. Carter briefing the committee and public regarding the Evaluation of Chiropractor Competency to Perform CDL Physical Examinations. (See Attachment)

Public Comment

Chair Mr. Wells

Discussion

Mr. Wells opened the floor to individuals requesting to provide public comment.

Comment David Dolberg, DC Virginia

Discussion

Dr. Dolberg is President of the Virginia Chiropractic Association. He stated that Virginia law needs to be changed so that chiropractors can be certified medical examiners and perform CDL exams.

Comment Bruce Keeney Virginia

Discussion

Mr. Keeney represents the Virginia Chiropractic Association and provided comment relating to the reinstatement of chiropractors performing physicals for drivers' licenses in accordance with federal procedures and regulations. Mr. Keeney also provided written public comment May 20, 2016.

Comment Thomas Wetzen, DC Virginia

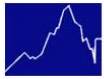
Discussion

Dr. Wetzen is immediate past president of the Virginia Chiropractic Association. He provided background information as to why chiropractors are well qualified to perform CDL exams.

Comment Craig Little, DC, M.Ed. Arizona

Discussion

Dr. Little is President of The Council on Chiropractic Education. He stated that graduates of CCE accredited programs are clearly educated and trained to perform commercial driver's license physicals, including all elements as set forth in federal regulation. Dr. Little provided written public comment June 6, 2016.



Comment Brad Robinson, DC Virginia

Discussion

Dr. Robinson is past president of the Virginia Society of Chiropractic. He stated that chiropractors meet and exceed the education requirements to perform CLD exams.

Comment Len Bundick, DC Virginia

Discussion

Dr. Bundick is a practicing chiropractor and had performed CDL exams until federal law changed. Dr. Bundick stated that chiropractors are well educated and qualified to perform CDL exams.

Comment Joe Foley, DC Virginia

Discussion

Dr. Foley is the legislative chair for the Virginia Chiropractic Association. He stated that 47 states allow chiropractors to perform CDL exams and that Virginia law needs to be updated to allow chiropractors to perform CLD exams.

Comment W. Scott Johnson Virginia

Discussion

Mr. Johnson spoke on behalf of the Medical Society of Virginia. He stated that the Medical Society requests that the Board base their decision on science and facts.

Comment Michael Megehee, DC Oregon

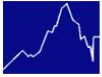
Discussion

Dr. Megehee is President of TeamCME and a National Registry Certified Medical Examiner. He stated that chiropractors are trained and capable of performing CDL exams.

Comment Bo Keeney Virginia

Discussion

Mr. Keeney is working with Virginia legislators who are proposing legislation. He stated that Virginia chiropractors meet all of the criteria necessary for them to perform CDL exams.



Adjourned

Mr. Wells advised those in attendance that the board would accept public comment until 5:00 p.m. on July 15, 2016.

Adjourned 11:07 a.m.

Chair Robert Wells, RPh

Signature: _____ Date: ____/____/____

**Deputy Executive
Director** Yetty Shobo, Ph.D.

Signature: _____ Date: ____/____/____

Attachment to follow